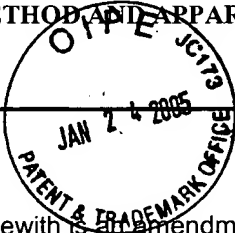
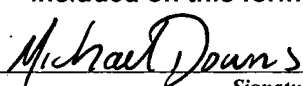



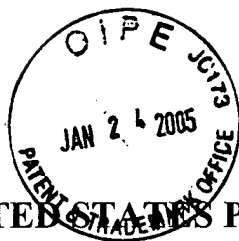


|  |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
|--|--------------------------------------|-------------------------------------|---|-------------------------------|---------------------------------|--|--|---|--|--|--|
| <b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>   |                                      |                                     |   | Docket No.<br><b>99-086</b>   |                                 |  |  |   |  |  |  |
| Applicant(s): <b>ANDREW S. VAN LUCHENE et al.</b>  |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| Application No.<br><b>09/536,791</b>   | Filing Date<br><b>March 28, 2000</b> | Examiner<br><b>HAMILTON, Lalita</b> | Customer No.<br><b>22927</b>  | Group Art Unit<br><b>3624</b> | Confirmation No.<br><b>5835</b> |  |  |   |  |  |  |
| Invention:<br><b>METHOD AND APPARATUS FOR CONDITIONAL PAYMENT TO A SELLER</b>  |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
|  <b>COMMISSIONER FOR PATENTS:</b>   |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| Transmitted herewith is an amendment in the above-identified application.  |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27  |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| The fee has been calculated and is transmitted as shown below.   |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| <b>CLAIMS AS AMENDED</b>   |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
|  | CLAIMS REMAINING<br>AFTER AMENDMENT  | HIGHEST #<br>PREV. PAID FOR         | NUMBER EXTRA<br>CLAIMS PRESENT  | RATE                          | ADDITIONAL<br>FEE               |  |  |   |  |  |  |
| TOTAL CLAIMS   | 40 -                                 | 40 =                                | 0   | x \$25.00                     | \$0.00                          |  |  |   |  |  |  |
| INDEP. CLAIMS  | 8 -                                  | 8 =                                 | 0   | x \$100.00                    | \$0.00                          |  |  |   |  |  |  |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>   |                                      |                                     |   |                               | \$0.00                          |  |  |   |  |  |  |
| <b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>   |                                      |                                     |   |                               | <b>\$0.00</b>                   |  |  |   |  |  |  |
| <input checked="" type="checkbox"/> No additional fee is required for amendment.<br><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____<br><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.<br><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>50-0271</b><br><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.<br><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.<br><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>  |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| <br>_____<br>Signature  |                                      |                                     | Dated: <b>January 20, 2005</b>  |                               |                                 |  |  |   |  |  |  |
| <b>Michael D. Downs</b><br>Attorney for Applicants<br>PTO Registration No. 50,252<br>Walker Digital, LLC<br>203.461.7292/phone<br>203.461.7300/fax<br><br>Mdowns@walkerdigital.com   |                                      |                                     | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2">I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on<br/> <div style="text-align: center;">January 20, 2005<br/>(Date)</div>  </td> </tr> <tr> <td colspan="2" style="text-align: center;">Signature of Person Mailing Correspondence<br/><b>Veronika S. Leliever</b></td> </tr> <tr> <td colspan="2" style="text-align: center;">Typed or Printed Name of Person Mailing Correspondence</td> </tr> </table> |                               |                                 | I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on<br><div style="text-align: center;">January 20, 2005<br/>(Date)</div>  |  | Signature of Person Mailing Correspondence<br><b>Veronika S. Leliever</b> |  | Typed or Printed Name of Person Mailing Correspondence |  |
| I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on<br><div style="text-align: center;">January 20, 2005<br/>(Date)</div>    |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| Signature of Person Mailing Correspondence<br><b>Veronika S. Leliever</b>  |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| Typed or Printed Name of Person Mailing Correspondence   |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |
| CC:  |                                      |                                     |   |                               |                                 |  |  |   |  |  |  |

3624  
JRW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**CUSTOMER NO. 22927**

**Applicants:** Van Luchene et al.  
**Application No.:** 09/536,791  
**Filed:** March 28, 2000  
**Title:** METHOD AND APPARATUS FOR CONDITIONAL  
PAYMENT TO A SELLER  
**Attorney Docket No.:** 99-086  
**Group Art Unit:** 3624  
**Examiner:** HAMILTON, Lalita  
(703) 306-5715 /voice  
(703) 872-9306 /fax

**AMENDMENT and RESPONSE****to the Office Action mailed October 20, 2004 (Paper No. 10172004)**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Examiner:

In response to the Office Action mailed October 20, 2004 (Paper No. 10172004), please consider the following remarks.

This document is filed by Applicants' representative on behalf of the present Applicants for patent. Accordingly, references in this document to "we," "us," "our," and the like will be understood as indicating the present Applicants.